

No. I Sept Sessions, 1918

COMMONWEALTH

VERSUS

Road in
Dallastown Borough
+ Boyds Twp.

R. S. Page

CHARGE

Walter Welch,
Road does not exist District Attorney.

KNOW ALL MEN BY THESE PRESENTS; That we, Charles I. Wolfe
and _____ and _____
are held and firmly bound unto the County of Clearfield, in the
sum of fifty (\$50.00) dollars, lawful money of the United States
of America, to which payment well and truly to be made, we do
bind ourselves, our heirs, administrators and assigns, firmly by
these presents. Sealed with our seals and dated the _____ day of
May 1918.

WHEREAS, a petition has been presented to the Court of
Quarter Sessions of Clearfield County, asking for a review of a
certain portion of a public road in the Borough of Wallacetown,
from a point on the Borough line to a point at the intersection
of Pine Street with the public road leading from Philipsburg to
Clearfield.

NOW THE CONDITION OF THIS OBLIGATION IS SUCH, that if
the viewers appointed by the court should fail to make recommenda-
tion of the said review as petitioned for, then and in that event
the said above named boundens shall keep and save harmless the
County of Clearfield from any and all costs connected with said
review, then this obligation to be void, or else to be and remain
in full force and virtue.

Charles I. Wolfe. (SEAL)

James H. Turner (SEAL)

Sam I. Roan (SEAL)

No.

Sept. Session 1918.

May 6th 1918. Bond

affirmed

Prothonotary

Prothonotary

Prothonotary

Prothonotary

W. C. MILLER
ATTORNEY AT LAW
CLEARFIELD, PA.

Clearfield County, ss:

At a Court of Quarter Sessions of the Peace of the County of Clearfield, held at Clearfield, Pa; in and for said County, on the 6th day of May, in the year of our Lord one thousand nine hundred Eighteen.

Judge of the same Court: Upon the petition of sundry inhabitants of the Township of Boggs and Wallaceton Borough.

in said County, setting forth that a Public Road leading from a point at or near the intersection of the road known as the Wilson Road with township road running from Bigler to Sanborn in Boggs Township to a point in the street or public road leading from Clearfield to Philipsburg, near Harbison Walker Brick Works in the Borough of Wallaceton. The part to be supplied is from a point in said road about five hundred eighty-five (585) feet Southwest of the Wallaceton Borough line to a point at the said borough line where the property line between the property's of formerly James K. Turner etc. intersects with said road, and therefore, praying the Court to appoint proper persons to view and lay out the road between the points mentioned, whereupon the Court upon due consideration had of the premises, do order and appoint from and among the County Board of Viewers A.G. Kramer, Esq., Harry Reece, and J.S. Michales,

who have been duly appointed by the Court and filed their oaths of office and are duly qualified to perform the duties of their appointment with impartiality and according to the best of their judgment, are to view the ground proposed for the said road, and if they view the same, and a majority of the actual viewers agree that there is occasion for a ~~change in said road~~ ^{road}, they shall proceed to lay out the same, as agreeable to the desire of the petitioner, as may be, having respect to the best ground for a road and the shortest distance, in such a manner as to do the least injury to private property; and shall make report thereof, stating particularly whether they judge the same necessary for a public or private road, together with a plot or draft thereof, and the courses and distances and references to the improvements through which the same may pass; (and wherever practicable, the viewers shall lay out the said road at an elevation not exceeding five degrees, except at the crossing of ravines and streams, when by moderate filling and bridging the declination of the road may be preserved within that limit,) to the next Court of Quarter Sessions to be held for the said County.

And if the viewers aforesaid shall decide in favor of locating a public road, they shall obtain from the persons through whose lands the said road shall pass, releases from any damages that may arise to them on opening the same; but if the owner or owners of such land refuse to release their claim to damages, the said viewers shall assess the same, taking into view the advantages as well as disadvantages arising from said location, and make report of such assessments; which report they shall in like manner transmit to the next Court of Quarter Sessions, with the draft or plot aforesaid. In which said reports they shall state that they have been sworn or affirmed according to law, and that due and legal notice was given of the time when, and place where, they should meet, to view and lay out said road, and the time and place of hearing.

By order of the Court.

John H. Moon, Clerk.

RETURN OF VIEWERS.

To the Honorable the Judge of the Court of Quarter Sessions of the Peace for the County of Clearfield:

We, the undersigned viewers, duly appointed by your Honorable Court by the foregoing order, from and among the County Board of Viewers who have been duly appointed by your Honorable Court and have filed their oaths of office in the Court of Common Pleas of Clearfield County, beg leave to report as follows:

That notice of the time of view ~~was duly served according to law upon the Commissioners of Clearfield County and the Board of Supervisors of the Township of Boggs and the Burgess of Wallaceeton Borough~~ and that ~~three~~ notices thereof were posted along the route of the proposed road, that the said view would be held on the 23d day of July, A. D 1918 ~~and the hearing was held in the Auditorium Room in the Court House at Clearfield on the 23d day of July 1918 when the following persons were present~~ and that the viewers appointed by the said order viewed the ground proposed for the above mentioned road, and that there were present at the view George B Shugart one of the Supervisors of Boggs Township and J. H. Shaw and C. I. Wolf

parties in interest. ~~The hearing was held in the Auditorium Room in the Court House at Clearfield on the 23d day of July 1918 when the following persons were present~~ And owing to the fact of their being no opposition to the change in said road as set out in the petition the public hearing was dispensed with, -----

After the view ~~was held~~ above mentioned, the undersigned ~~viewers~~ ^{Change of road} do agree that there is an occasion for a road as desired by the petitioner, and that the same is ----- necessary for a public ----- road: And having had respect to the shortest distance and the best ground for such road we have laid out in such manner as shall do the least injury to private property, and as far as practicable agreeably to the desire of the petitioner, and do return for public ----- use the following described road, to-wit: Beginning in the public road lately laid out seven hundred and ninety (790) feet north west of the Wallaceeton Borough line: Thence running through unimproved land of Rush Gillin, south sixty one (61) degrees east seven hundred and ninety feet to the Wallaceeton Borough line; thence through unimproved woods land along the dividing property line between the properties of the Harberson Walker company and formerly James Turner now C. I. Wolf east eighty five (85) degrees forty five minutes, north nine hundred and twenty five (925) feet to where the same connects with the recently laid out road near the Harberson Walker Brick works in the Borough of Wallaceeton.

And vacate that portion of said road heretofore laid out and supplied by the present road as follows: Beginning at the intersection of the present road with the road previously laid in Boggs Township on the property of Rush Gillin and by the new road laid out 790 feet north west of the Wallaceeton Borough line to where the new or present road laid out intersect with the said road 925 feet north east of the borough line near the Harberson Walker Brick works in the Borough of Wallaceeton.

The viewers further report, that in the matter of the assessment of damages that the damages assessed in the original road laid out in No 6, May Session 1916 of \$60.00 to James Turner are hereby canceled as James Turner was not then and is not now the owner of the land through which the road was laid out but that the land did then and does now belong to C. I. Wolf and the damages herein assessed are

place of and to take the place of the said damages assessed in No 6, May Session 1918; except those assessed to the Shimal Estate and to J. N. Shaw which are not affected by the change made in the road and are therefore not changed but stand as originally assessed; (see below).

and that a plan or draft of said road showing courses and distances and the properties affected is hereto attached and made a part hereof, said road being at an elevation not exceeding five degrees,
~~XXXXXXXXXX~~

~~that the undersigned have no objection to the same~~

The undersigned further report that they endeavored to procure from all the owners of the land over which the said road passes releases in writing of all claims to damages that may arise from opening the same, ~~and that they procured such releases from~~

the following persons having refused to release the damages to which they respectfully may be entitled by the reason of the location and opening of the said road, we, the undersigned viewers, after having considered the advantages to be derived to them, do assess them damages and make report thereof as follows:

C. I. Wolf	\$30.00
Harberson Walker Co	\$30.00
Rush Gillen	1.00

These are to supersede and take the place (except as herein noted) of the damages assessed in No 6, May Sessions 1918 except as herein before noted.

and we herewith return releases obtained and copy of the notices.

WITNESS our hands and seals this 23. day of July

A. D. 1918.

H. G. Kramer



H. A. Pease



J. S. Michaels



ORDER

To view and lay out a road for public use in the township of Boggs Clearfield County

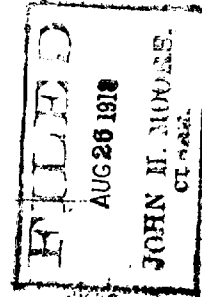
Sept Session, 1918, read and confirmed N. Si. Road to be opened 33 feet wide, except where there is side hill cutting or embankment and bridging, there to be 16 feet wide.

My the town
Singledon Bell
Dec 23 1918 Curpiss
absolutely my Miloud
Myself

Filed _____ 19
Fees \$1.25 paid by _____

NOTE.—In case of a private road, the release must be executed in favor of the petitioner for said road.
Also, viewers will carefully note the number of days employed and set the amount out at the foot of their return.
Reviewers cannot interfere with the damages assessed by the original viewers, except so far as the location may be changed by the reviewers.
N. B.—If the viewers believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

	DAYS	MILES AM'T.
<i>A. G. Kramer</i>	<i>3</i>	<i>4.8 1/4</i>
<i>A. H. Pass</i>	<i>3</i>	<i>6.4 1/2</i>
<i>J. Michael</i>	<i>2</i>	<i>8.7 1/4</i>



RELEASE OF DAMAGES.

Know all Men by these Presents, that we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes for and in consideration of the sum of one dollar to us respectively paid by

_____ at and before the ensembling and delivery hereof, have remised, released and forever quit-claimed, and do hereby remise, release and forever quit-claim to the said _____

all damages that may arise to us respectively by reason of the location and opening of the said road, so that neither we nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this _____ day of _____ A. D. 191 _____



TO THE HONORABLE SINGLETON BELL, PRESIDENT JUDGE OF THE
COURT OF QUARTER SESSIONS OF CLEARFIELD COUNTY.

The petition of the undersigned citizens of Boggs Township
and the Borough of Wallaceton, respectfully represents:-

That your Honorable Court will appoint viewers to view,
vacate and supply a part of a public road recently laid out and
partly opened, leading from a point at or near the intersection of
the road known as the Wilson road with township road running from
Bigler to Sanborn in Boggs Township to a point in the street or
public road leading from Clearfield to Philipsburg, near the Harbi-
son Walker Brick Works in the Borough of Wallaceton.

The part to be supplied is from a point in said road about
five hundred eighty-five (585) feet Southwest of the Wallaceton
Borough line to a point at the said borough line where the property
line between the properties of formerly James K. Turner, now C. I.
Wolf and the property of the Harbison Walker Brick Works connects
with the said Borough line; thence along the property line of the
said C. I. Wolf and the Harbison Walker Brick Works Company in a
Northeasterly direction to where the same connects with the re-
cently laid out new road near the said Harbison Walker Brick plant
in the Borough of Wallaceton, and vacate that portion of said
road recently laid out, to be supplied by the new road to be laid
out.

Your petitioners, therefore, pray that a review may be had of that portion of said public road from the point on the Borough line where present road as located enters lands formerly of James K. Turner (now Charles I. Wolff) to a point where the road in said Borough of Wallaceton from Philipsburg to Clearfield at the intersection of said Pine Street with said public road, and that viewers may be appointed by the court for said purpose.

And they will ever pray etc.

Tobin Hummell President of Council.

Ed. Good

Joan Kramer

Archie Mun

Ray Albert

J. J. Kyer

Allen Albert

G. J. Dixon

James K. Turner

Alexander France

H. B. McQuillen

J. Batton

Sam J. Hoan

W. H. Bressler

Harvey Knepp

J. E. Hartman

Adam Dixon

W. M. Banner

O. H. Boodle

Jacob Shearer

Ward Knepp

O. M. Knepp

Henry Knepp

Martin V. Turner

Clearfield County, SS

Charles I. Wolf, being duly sworn according to law
doth depose and say that the facts set forth in the foregoing
petition are true as he verily believes.

Charles I. Wolf.

Sworn and subscribed
before me this 30th
day of April 1918.

John H. Moore
Prothonotary

*You may 6, 1918; answer to
Berg St. Amsterdam.*

Nov. May 6, 1918.
 W. G. Krueger, Esq. Harry
 Reed, W. G. S. Michaels
 and Josephine D. Reed
 to represent my group by law

MAY 29 1918
JOHN H. MILLER & HARTSWICK
ATTORNEYS AT LAW
CLEANFIELD, PA.

BALTIMORE OFFICE SUPPLY CO., BALTO., MD

To:- Jessie. E. Dale, H. H. Spencer and Austin Haney.

County Commissioners of Clearfield County Penn'a.

You are hereby notified, that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Penn'a.

To view vacate, and supply a part of a public road, leading from the Borough of Wallaceton, to a point in the public road known as the road Wilson recently laid out; confirmed and partly opened in Boggs Township to a point in the said public road; recently laid out, about 585 feet southwest of the Wallaceton borough line; to a point at the borough line at the dividing property line of C. I. Wolf and the Harbison Walker Brick Works; to where the same connects with the said recently laid out new road in the borough of Wallaceton in the county aforesaid; will meet at the Harberson Walker Brick Works in the borough of Wallaceton on *Tuesday* the *23rd* day of

July A. D. 1918 at ten (10) o'clock A. M. to attend to the duty of their appointment of which time and place aforesaid all parties interested will please take notice.

A. G. Kramer

A. A. Reese

J. L. Michaels

VIEWERS.

Now *July 13*, 1918 service of the above notice accepted for the County Commissioners of Clearfield County Penn'a.

L. C. Norris

Clerk.

To: *W S Bressler* chief Burgess of Wallace-
ton Borough, Clearfield County Penn'a.

You are hereby notified; that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Penn'a. To view, vacate and supply a part of a public road, leading from the Borough of Wallace-ton, to a point in the public road known as the Wilson road, recently laid out, confirmed and partly opened, in Boggs Township, to a point in the said public road recently laid out, about 585 feet south west of the Wallace-ton borough line to a point at the borough line, at the dividing property line of C. I. Wolf and the Harberson Walker Brick works; to where the same connects with the said recently laid out new road in the borough of Wallace-ton, in the County aforesaid, will meet at the Harberson Walker Brick works in the borough of Wallace-ton on *Tuesday* the *29th* day of *July* A. D. 1918 at ten (10) o'clock A. M. to attend to the duty of their appointment, of which time and place aforesaid all parties interested will please take notice.

A G Kramer

H A Reese

J S Michaels

VIEWERS.

Now *July 13th* 1918 served this notice on *W S Bressler* the Chief Burgess of Wallace-ton Borough by handing him a true and correct copy of same.

J H Shaw

To:- George, B. Shugart, E. A. Dixon and H. W. Motter,
Supervisors of Boggs Township Clearfield County Penn'a.

You are hereby notified; that the undersigned viewers appointed by the Court of Quarter Sessions of Clearfield County Penn'a. To view, vacate and supply a part of a public road, leading from the Borough of Wallaceton, to a point in the public road known as the Wilson road recently laid out, confirmed and partly opened in Boggs Township, to a point in the said public road recently laid out, about 585 feet south west of the Wallaceton Borough line; to a point at the borough line, at the dividing property line of C. I. Wolf and the Harbison Walker Brick works; to where the same connects with the said recently laid out new road in the borough of Wallaceton in the County aforesaid, will meet at the Harberson Walker Brick works in the borough of Wallaceton on *Tuesday* the *23rd* day of *July* A. D. 1918 at ten (10) o'clock A. M. to attend to the duty of their appointment, of which time and place aforesaid all parties interested will please take notice.

A. G. Kramer

H. A. Reese

J. S. Michaels.

VIEWERS.

Now *July 13th* 1918 served this notice on George B Shugart, E. A. Dixon and H, W, Motter the Supervisor's of Boggs Township personally by handing to each of them a true and correct copy of same.

J. A. Shaw

To: George B. Shugart, E. A. Dixon and H. W. Motter.

Supervisors of Boggs Township Clearfield County Penn'a.

You are hereby notified that the undersigned viewers appo-

inted by the Court of Quarter Sessions of Clearfield County Penn'a.

To view, vacate and supply a part of a public road, leading from the

Borough of Wallaceston, to a point in the public road known as the

Wallaceston road recently laid out, confirmed and partly opened in Boggs

Township, to a point in the said public road recently laid out, about

585 feet south west of the Wallaceston Borough line, to a point at the

borough line, at the dividing property line of G. I. Wolf and the

Harbison Walker Erick works, to where the same connects with the said

recently laid out new road in the Borough of Wallaceston in the County

foregoing, will meet at the Harbison Walker Erick works in the Borough

of Wallaceston on *Monday the 23rd* day of *July*

A. D. 1918 at ten (10) o'clock A. M. to attend to the duty of their

appointment, of which time and place aforesaid all parties interested

will please take notice.

VIEWERS.

Now July 13th 1918 served this notice on George B. Shugart, E. A.

Dixon and H. W. Motter the Supervisors of Boggs Township personally

by handing to each of them a true and correct copy of same.

J. H. Shugart

ROAD IN BOYST TOWNSHIP
AND WALLACE TON BOROUGH
CLEARFIELD COUNTY, PA.
VIEWED JULY 23, 1918
BY H. G. ARAMER ESQ.
H. H. REES
J. W. MICHAELS
SCALE 1" = 200'

VIEWED JUL 25 1964
BY H. G. KRAMER ESQ.
H. A. REES
J. W. MICHAELS

50425 13200'

TOWNSHIP

← BEGINNING
VACATED SUPPLY